**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**CRIMINAL APPELLATE JURISDICTION**
**CRIMINAL WRIT PETITION NO. 2706 OF 2004**

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| **Office Notes, Office Memorandum of Coram, appearances, Court's orders or directions and Registrar's orders** | **Court's or Judge's orders** |
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Mr Vikas Mali for the Petitioner.
Ms A.R.S. Baxi for the Respondent No.1.
Ms M.H. Mhatre, A.P.P. for the State.

**CORAM : A. S. OKA, J.**
**DATE : NOVEMBER 18, 2005.**

**P.C.:**

. For the reasons separately recorded in the judgment, following is the operative part of the order:

: O R D E R :

i) The Writ Petition is rejected with no orders as to costs.

ii) It is made clear that it will be open for the Petitioner to apply under the provisions of the said Act of 1986 for appropriate relief and if such Application is made, the same may be decided by the appropriate Court on its own merits without being influenced by any finding recorded by the Courts below or this Court.

iii) It is clarified that the Respondent No.1 will be liable to pay maintenance amount to the daughter of the Petitioner as directed by the learned Magistrate.

**JUDGE**